

HALL COUNTY BOARD OF SUPERVISORS MEETING JULY 25, 2006

The Hall County Board of Supervisors met July 25, 2006, by published call in the county board meeting room, 121 South Pine, Grand Island.

CALL TO ORDER - The meeting was called to order by Chairman James Eriksen.

INVOCATION - Invocation was given.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were Scott Arnold, Jim Eriksen, Richard Hartman, Bob Humiston, Bud Jeffries, Pamela Lancaster and Robert Rye. Also present was a representative from the *Grand Island Independent* and Deputy County Attorney Michelle Oldham.

CONSENT AGENDA – Lancaster made a motion and Jeffries seconded to approve the following by consent agenda:

1. Place on file the minutes of the July 11 meeting
2. 7 Place on file the settlement of the Hall County Treasurer with the Hall County Board
3. 8 place on file the report of the 2003 and 2004 and prior delinquent personal property taxes and 2005 accelerated and 2004 and prior delinquent real property taxes
4. 9 Approved Resolution #06-0051 for the two year county tax sale certificates
5. 15a Approved the final plat and Resolution #06-0048 for Nelson Family Subdivision
6. 15b Approved the final plat and Resolution #06-0049 for Gilbert Acres Subdivision
7. 23 Placed on file the office report from the Hall County Sheriff
8. 24 Placed on file the Hall County Treasurer's Miscellaneous Receipts
9. 25 Placed on file communications as received

Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

OFFICE REPORT HALL COUNTY SHERIFF APRIL, MAY JUNE 2006

COPIES	\$ 88.00
HAND GUN PERMIT APPLICATIONS	\$ 180.00
MOTOR VEHICLE INSPECTIONS	\$ 9,280.00

PUBLIC PARTICIPATION – Chairman Eriksen called for public participation and Will Bennett with ABACUS requested to speak to the board. He stated that he wanted to address item 1a on the agenda regarding the invoices for services. He noted the crates of invoices that he brought with him and stated that he had a complete audit done on his business and there was only a \$63.00 shortfall between his invoices and the county's checks.

He noted concerns on the former employee and how he sent an Email making the acquisitions after he was no longer employed by ABACUS. He also noted the fact that he misrepresented himself and hacked into the county computer system and also the ABACUS computer system. He noted that this employee was terminated from ABACUS and also from St Francis for misrepresentation on his employment application. He expressed concern that he was not prosecuted for his actions.

Mr., Bennett stated that the State Patrol interviewed him and he made all of the information available but the County Attorney has not contacted him.

He addressed how all of the invoices were reviewed by the computer committee, he noted the member that were on the computer committee and also reviewed by the interlocal computer committee and the audit committee. Then the full board approved the claims and payment of the invoices. He also addressed the fact that Dmarco was an independent company that submitted billings to ABACUS and those fees were then sent to the county for payment. He also noted that in June of 2001 it was determined that they needed addition support for the Spillman computer system and it was recommended in July 2001 they needed to hire a certified Spillman Administrator but it was not viable to increase Dave Arnold's salary to cover the 4 to 5 hours a week that would be necessary to cover the Spillman duties. In August of 2001 Dave Arnold and Will Bennett attended the training and were certified as Spillman Administrators. It was proposed that ABACUS subcontract with Dmarco for the additional services that would be necessary to support the Spillman duties. Jerry Janulewicz reviewed this and it was suggested that Mr. Arnold would not approve any claims so the chair of the computer committee Bob Humiston would approve the claims.

Mr. Bennett stated that he does not feel that there has been a complete investigation. Not one invoice has been brought forward and disputed. He questioned if there were any specific invoices in question and he would like to see them. He also questioned if there has been a forensic audit and if so he has the right to see that information.

Rye corrected Mr. Bennett that he did not serve on the committee until 2002 because that is when he took office.

Called for public participation no one else responded.

1a Mr. Johnson stated that an investigation was conducted and the amounts warrant litigation and further investigation. He stated the he is presenting a procedural matter and the proposed resolution will start the correct process. If the board adopts this resolution this will allow for the claims to be disallowed and allow the commencement of litigation. This resolution will direct the county clerk to send the notice and he will proceed with the litigation. .

Chairman Eriksen called for discussion.

Jeffries made a motion and Arnold seconded to adopt Resolution #06-0050 to allow the board to reconsider the action of the claims as listed.

Rye noted that there has been an investigation of the claims and based on this it is his opinion that there is a reasonable basis to precede with litigation. Mr. Johnson stated that the process that will be followed is to disallow the claims and during the investigation the information from the forensic auditor will be reviewed. Information that was forwarded to the Nebraska State Patrol from a former employee prompted the investigation.

Mr. Bennett stated that no one has talked to his employees and requested information. Mr. Johnson stated that evidence will be provided at the proper time. He is here for the board's direction on the procedural process to disallow the claims.

Hartman questioned if there is an estimate of the cost. Mr. Johnson stated that an accountant has been employed and there may be the need for a computer expert. Mr. Hartman questioned how the county could go back so many years and address the bills that had been paid.

Arnold called for the question. Arnold, Eriksen, Jeffries and Lancaster all voted yes and Hartman, Humiston and Rye all voted no. Motion carried.

The vote on the motion to approve Resolution #06-0050 to disallow the claims was taken. Arnold, Eriksen, Jeffries, Lancaster and Rye all voted yes and Hartman and Humiston voted no. Motion carried.

Lancaster stated that the board chose to hire Mr. Johnson to help bring some clarity. It is important that this is done and the board follow the correct process.

2a REVIEW AND SIGN COOPERATIVE AGREEMENT FOR CHILD SUPPORT ENFORCEMENT FOR THE CLERK OF THE DISTRICT COURT – Chief Deputy Michelle Oldham was present and she stated that she was contacted by the Clerk of the District Court regarding this agreement. The county attorney and the clerk of the district court receive reimbursement from the State for services. She has reviewed this and it is correct to form. This will be for a 5-year contract.

Rye made a motion and Jeffries seconded to approve the agreement and authorize the chair to sign. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

Ms. Oldham stated that the executive session could wait until later.

9:45 a.m. BID OPENING FOR PHARMACY SERVICES FOR CORRECTIONS DEPARTMENT – Two bids were received:

U Save Pharmacy, Grand Island, Nebraska
Diamond Pharmacy

The bids are broken down according to each prescription that could be used. These will have to be reviewed extensively to make a decision.

Arnold made a motion and Jeffries seconded to refer the bids to the corrections steering committee and corrections department for review and they will come back with a recommendation in two weeks. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no with Hartman absent for the vote. Motion carried.

18 DISCUSS AND APPROVE LIQUOR LICENSES – a. GRAND ISLAND LIQUOR MART FOR GRAND ISLAND SKEET CLUB TO BE HELD AUGUST 26, 2006
B. GRAND ISLAND LIQUOR MART FOR WEDDING RECEPTION EVENT TO BE HELD AUGUST 25, 2006

Discussion was held on the SDL for the wedding reception that is to be held at Stuhr Museum. The museum would be within the City limits and should be approved by the City. The board stated that they would approve it but it would need to go to the City.

Lancaster made a motion and Rye seconded to approve the Special Designated Liquor License for the Grand Island Skeet Club. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

18b Jeffries made a motion and Hartman seconded to approve the Special Designated Liquor License for Grand Island Liquor Mart for the event at Stuhr Museum, but to also take this to the City of Grand Island. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

10 DISCUSS AND TAKE ACTION TO ALLOW CHAIR TO SIGN ALL NECESSARY DOCUMENTS CONCERNING CONSTRUCTION OF THE JAIL WHICH DO NOT INVOLVE EXPENDITURES OF ADDITIONAL FUNDS – Lancaster stated that in order to expedite the construction of the facility and not hold up the paperwork for two weeks to wait for the regularly scheduled board meetings they are proposing that the chair be allowed to sign the contracts.

Lancaster made a motion and Arnold seconded to allow the chair to sign the documents. Discussion was held and Lancaster amended her motion and Arnold amended his second to allow the chair to sign with the review of the jail committee and the County Attorney. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

11CORRECTIONS STEERING COMMITTEE RECOMMENDATION APPROVE BID FOR COMMISSARY SERVICES BANKING SOFTWARE FIDUCIARY MANAGEMENT SYSTEM AND AUTHORIZE CHAIR TO SIGN – This will be postponed for two weeks.

12 DISCUSS SCHEDULING ANNUAL INFOMATIONAL DINNER WITH HALL COUNTY HOUSING AUTHORITY –The board received a letter regarding this. It was suggested to meet at noon on August 22. Eriksen directed Stacey to contact the Housing Authority with this date.

6 AWARD BID FOR CORRECTIONS FACILITY – Lancaster stated that in the board's packets there is a letter fro DLR. They had an opportunity to review the bids and there are no concerns. The bid will be awarded to the low bidder Chief Industries.

Lancaster made a motion and Jeffries seconded to award the bid to Chief Industries in the amount of \$14,800,000.00. The total bond was approved for 22 million. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried

6. Lancaster stated that thee were two alternate bids that were not included in the \$14,800,000.00

Lancaster made a motion and Jeffries seconded to approve alternate #1 for the paving instead of rock and alternate #2 for the shelving instead of a conveyor. This is in addition to the \$14,800,000.00 so the total would be \$17,100,000.00. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried

16 AUDIT OF BI WEEKLY PAY CLAIMS AND REGULAR CLAIMS AND ACTION ON CLAIM AUDIT – The board members reviewed the claims.

Hartman made a motion and rye seconded to approve the bi weekly pay claims and regular claims. Arnold, Eriksen, Hartman, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

17 DISCUSSION AND POSSIBLE ACTION REGARDING STAFFING NEEDS FOR ELECTION COMMISSIONER – CHAIRMAN Eriksen requested to post pone this item.

Held a board of equalization meeting.

19 DISCUSS AND APPROVE CENTREX PHONE SYSTEM WITH QUEST AND THE STATE OF NEBRASKA – This contract was reviewed by Michelle Oldham as to form and Mr. Drudik talked to Qwest regarding this. The County only has to sign the addendum. Arnold, Eriksen, Hartman, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

13 EXECUTIVE SESSION – Chairman Eriksen stated that this will not be necessary.

2b EXECUTIVE SESSION REGARDING REAL ESTATE NEGOTIATIONS – Lancaster made a motion and Arnold seconded to go into executives session regarding real estate negotiations

Lancaster made a motion and Jeffries seconded to go out of executive session. Arnold, Eriksen, Hartman, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

Lancaster made a motion and Jeffries seconded to authorize the chair to sign the application and affidavit to open a road to isolated lands. A public hearing will then be set. Arnold, Eriksen, Hartman, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

Lancaster made a motion and Jeffries seconded to set the public hearing to open a road to isolated lands for August 22, 2006 at 10:00 a.m. Arnold, Eriksen, Hartman, Jeffries, Lancaster and Rye all voted yes and none stated no. Motion carried.

BOARD MEMBERS REPORTS – Rye no report

Jeffries no report

Arnold no report

Lancaster all reported on

Humiston no report

Hartman no report

Eriksen all reported on

NEW OR UNFINISHED BUSINESS – Eriksen called for new or unfinished business. He reported that he attended the Health Department meeting Merrick and Hamilton Counties were not present.

Lancaster noted that the ground braking for the Corrections Department will be Held August 8th and stated they are working on the ceremony.

Meeting adjourned the next meeting will be August 8, 2006 at 9:00 a.m.

Marla J. Conley Hall County Clerk